

**NORMA A. AGUILAR**

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Attorneys for Ms. Heredia-Vargas

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
(HONORABLE DANA M. SABRAW)

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARGARITA HEREDIA-VARGAS,

Defendant.

CASE NO. 07CR3415-DMS

DATE: MARCH 7, 2008  
TIME: 11:00 A.M.

NOTICE OF MOTIONS AND MOTIONS  
TO:

- (1) DISMISS THE INDICTMENT FOR GRAND JURY VIOLATION;
- (2) SUPPRESS STATEMENTS;
- (3) SUPPRESS EVIDENCE THAT WAS FRUIT OF ILLEGAL SEARCH;
- (4) SUPPRESS FRUITS OF ILLEGAL ARREST;
- (5) COMPEL DISCOVERY/PRESERVE EVIDENCE; AND
- (6) GRANT LEAVE TO FILE FURTHER MOTIONS

TO: KAREN HEWITT, UNITED STATES ATTORNEY, AND  
PETER J. MAZZA, ASSISTANT UNITED STATES ATTORNEY:

PLEASE TAKE NOTICE that on March 7, 2008 at 11:00 p.m., or as soon thereafter as counsel may be heard, defendant, Margartia Heredia-Vargas, by and through her attorney, Norma A. Aguilar, and Federal Defenders of San Diego, will ask this Court to enter an order granting the following motions.

07CR3415-DMS

**MOTIONS**

Defendant, Margarita Heredia-Vargas, by and through her attorney, Norma A. Aguilar and Federal Defenders of San Diego Inc., asks this Court pursuant to the United States Constitution, the Federal Rules of Criminal Procedure, and all other applicable statutes, case law, and local rules for an order to:

- 1) Dismiss the Indictment for Grand Jury Violation;
- 2) Suppress Statements;
- 3) Suppress Evidence That Was Fruit of Illegal Search;
- 4) Suppress Fruits of Illegal Arrest;
- 5) Compel Discovery/Preserve Evidence; and
- 6) Grant Leave to File Further Motions.

These motions are based upon the instant motions and notice of motions, the attached statement of facts and memorandum of points and authorities, the files and records in the above-captioned matter, and any and all other materials that may come to this Court's attention prior to or during the hearing of these motions.

Respectfully submitted,

Dated: February 22, 2008

/s/ Norma A. Aguilar  
**NORMA A. AGUILAR**  
Attorney for Ms. Heredia-Vargas  
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